

**Jury Committee**  
**Judicial Conference of Indiana**

January 29, 2010  
Minutes

1. Attendance. The following Committee members were present: Christopher Burnham, Thomas Cannon, Maria Granger, Robert Kirsch, James Osborn, Louis Rosenberg, and Fran Gull, Chair.
2. Staff present. Michelle Goodman and Tom Carusillo provided the Committee with staff assistance.
3. Approval of minutes. The Committee approved the December 2009 minutes.
4. Report from Board of Directors meeting. Judge Gull reported that the Board considered the proposed rule amendments to Jury Rules 4, 20, and 26. The Board did have some questions and made a minor amendment prior to adopting them. The proposals will then be submitted to the Supreme Court for consideration. Judge Gull also reported that the Board approved our proposed legislation regarding unemployment benefits and jury service. Staff provided the Committee with an update on trying to locate a sponsor for this legislation.
5. Benchbook materials. The Committee reviewed the materials on jury orientation and made a few amendments. The Committee also reviewed the section on high profile and capital cases. The Committee decided that if there are special considerations needed in this section for civil cases, it should be noted in the text since most of the practices are similar for criminal and civil cases. The Committee also decided to refer judges to other resources regarding death qualifying a jury and encourage judges to contact the Judicial Center to get a list of judges with experience with death penalty cases if needed. The Committee also would like to continue to cite to other benchbooks for the substantive legal issues. The Committee would also like to cover the interplay between Jury Rule 10 and Evidence Rule 606. The Committee decided to hold the discussion on deliberations until the next meeting. The Committee also briefly discussed the scope of the post trial matters section. At the next meeting, the Committee plans to review the sections on deliberations, jury selection, and trial management.
6. Other business. The staff highlighted two cases for the Committee, Jackson v. State and Holden v. State both from November addressing jury issues. In addition, the staff distributed an article from the National Center for State Courts on juries and technology and a new volume of the NCSC's Justice Case Files on Jury Duty.
7. 2010 Meeting Schedule. The remaining meetings for 2010 include:
  - Friday, May 21<sup>st</sup> at noon (continue to reviewing benchbook sections; plan to finish late afternoon, feel free to bring your own lunch)
  - Friday, July 16<sup>th</sup> at noon
  - Friday, October 8<sup>th</sup> at noonAll meetings will be held at the Indiana Judicial Center and meeting times are listed as Indianapolis time.

Respectfully submitted,

Michelle Goodman  
Indiana Judicial Center